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Docket No.: NHL NP-36  
Serial No.: 10/041,672

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

EXAMINER: (NOT YET RECEIVED)  
ART UNIT: 1642  
SERIAL NO.: 10/041,672  
FILING DATE: January 8, 2002  
INVENTORS: Hans LUTZ, Christian LEUTENEGGER, Nils  
PEDERSEN, Matthias SCHROFF, and Burghardt  
WITTIG  
TITLE: FELINE INTERLEUKIN-12 AS IMMUNOSTIMULANT

Greensburg, Pennsylvania 15601

Assistant Commissioner for Patents  
Washington, D.C. 20231

May 28, 2002

BOX MISSING PARTS

TRANSMITTAL LETTER

Sir:

Please find enclosed herewith the following documents  
relating to the above-cited case:

- 1) a Response to Notice to File Missing Parts of Nonprovisional Application;
- 2) a copy of the Notice to File Missing Parts of Nonprovisional Application;
- 3) an executed Supplemental Declaration and Power of Attorney document;
- 4) a Petition for Extension of Time from April 27, 2002 until May 27, 2002;
- 5) a statement in accordance with 37 C.F.R. §1.821(f);
- 6) a diskette containing a copy of the "Sequence Listing" in computer readable form;
- 7) a paper copy of the "Sequence Listing;"
- 8) an Authorization to Withdraw from Deposit Account for \$980.00 and a duplicate copy thereof; and
- 9) a stamped, self-addressed postcard, return of which is requested to acknowledge receipt of the enclosed documents.

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TRANSMITTAL LETTER  
Page 2

Since the actual due date for filing the Response to Notice to File Missing Parts of Nonprovisional Application fell on Monday, May 27, 2002, Memorial Day, it is submitted that the filing of the executed Declaration and filing fees, today, Tuesday, May 28, 2002, is timely in accordance with MPEP §710.05.

It is believed that no further fee is required to file the enclosed document.

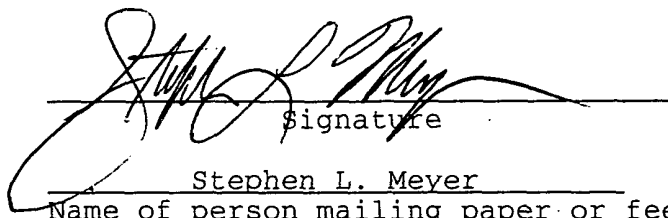
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on May 28, 2002.

Respectfully submitted,



Nils H. Ljungman, Esq.  
Attorney for the Applicants  
Reg. No. 25,997  
Nils H. Ljungman & Associates  
P.O. Box 130  
Greensburg, PA 15601-0130  
Telephone: (724) 836-2305  
Facsimile: (724) 836-2313

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on May 28, 2002.

  
\_\_\_\_\_  
Signature  
Stephen L. Meyer  
\_\_\_\_\_  
Name of person mailing paper or fee

\_\_\_\_\_  
May 28, 2002  
Date



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Greensburg, Pennsylvania 15601

Assistant Commissioner for Patents  
Washington, D.C. 20231

May 28, 2002

BOX MISSING PARTS

AUTHORIZATION TO WITHDRAW FROM DEPOSIT ACCOUNT

Sir:

The Commissioner is hereby authorized to withdraw from  
Deposit Account No. 12-1758 the amount of \$980.00, representing  
\$740.00 for the basic filing fee, \$130.00 for the large entity  
surcharge fee, and \$110.00 for a one-month extension fee. A  
duplicate copy of this authorization is enclosed.

Respectfully submitted,

Nils H. Ljungman, Esq.  
Attorney for the Applicants  
Reg. No. 25,997  
Nils H. Ljungman & Associates  
P.O. Box 130  
Greensburg, PA 15601-0130  
Telephone: (724) 836-2305  
Facsimile: (724) 836-2313

06/17/2002 KHR:151 00000029 121756 10041672  
03 FC:115 110.00 CH



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Greensburg, Pennsylvania 15601

Assistant Commissioner for Patents  
Washington, D.C. 20231

May 28, 2002

BOX MISSING PARTS

RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION

Sir:

The Notice to File Missing Parts of Nonprovisional Application, mailed on February 27, 2002, a copy of which is enclosed herewith, requires that a basic filing fee of \$740.00, a large entity surcharge fee of \$130.00, a Declaration signed by the inventors, an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing be submitted by April 27, 2002, which is two months from the mailing date of the Notice to File Missing Parts of Nonprovisional Application, relating to the above-cited patent application.

A Petition for Extension of Time from April 27, 2002 until May 27, 2002 is enclosed herewith. Also enclosed herewith is an Authorization to Withdraw from Deposit Account with a duplicate copy thereof.

This case was filed without a Declaration because an application with a Declaration attached thereto was not received by the Attorney of Record by the Convention Date. Therefore, in order to comply with the filing requirements, a Declaration citing the above-identified application by its serial number and filing date is enclosed herewith. Priority was claimed under 35 U.S.C. §119 at the time of filing of the above-cited application.

The undersigned attorney of record hereby states that the invention recited in the Declaration enclosed herewith is

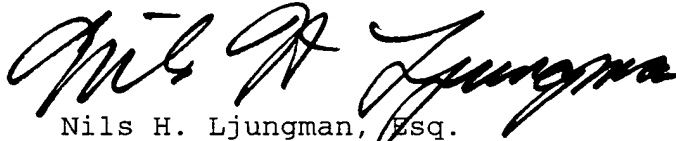
Docket No.: NHL-NP-36  
Serial No.: 10/041,672

identical to the invention captioned above.

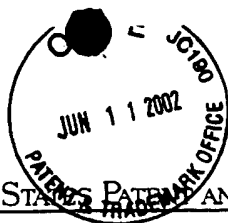
As requested by the Notice to File Missing Parts of Nonprovisional Application, all required documents are enclosed herewith.

If mailed, I, the person signing this certification below, hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date indicated in the certification of mailing on the transmittal letter sent herewith, or if facsimile transmitted, I, the person signing this certification below, hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated in the certification of facsimile transmission on the transmittal letter which is being facsimile transmitted herewith.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nils H. Ljungman". The signature is fluid and cursive, with the first name "Nils" and last name "Ljungman" clearly distinguishable.

Nils H. Ljungman, Esq.  
Attorney for the Applicants  
Reg. No. 25,997  
Nils H. Ljungman & Associates  
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Greensburg, PA 15601-0130  
Telephone: (724) 836-2305  
Facsimile: (724) 836-2313



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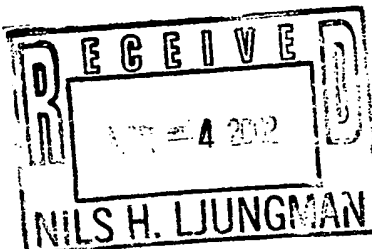
Page 1 of 2

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/041,672	01/08/2002	Hans Lutz	NHL-NP-36

NILS H. LJUNGMAN  
NILS H. LJUNGMAN & ASSOCIATES  
P.O. BOX 130  
GREENSBURG, PA 15601-0130



CONFIRMATION NO. 2980

FORMALITIES LETTER



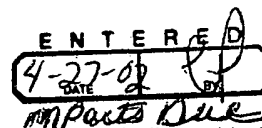
\*OC000000007547348\*

Date Mailed: 02/27/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted



An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).


- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 870.**
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE